

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

NORMA TERRY,)	CASE NO: 5:09-cv-2025
)	
Plaintiff,)	
)	
v.)	MAGISTRATE JUDGE
)	NANCY A. VECCHIARELLI
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	MEMORANDUM OPINION
Defendant.)	AND ORDER

This case is before the Magistrate Judge by the consent of the parties. (Doc. No. 11.) On August 27, 2010, Plaintiff, Norma Terry, through her attorney, Diane R. Newman, filed a motion for attorney fees under the Equal Access to Justice Act, 28 U.S.C. § 2412(d), in the amount of \$3,707.25. (Doc. No. 20.) This value represented 22.2 hours of work, 13.95 hours of which were performed in 2009 at \$166.25 per hour, and 8.25 hours of which were performed in 2010 at \$168.25 per hour. (Pl.'s Mot. for Fees, Ex. A.)

On September 7, 2010, Defendant, the Commissioner of Social Security, and Plaintiff filed a Joint Proposed Stipulation to Award EAJA Fees in the amount of

\$3,500.00. (Doc. No. 21.) The Court finds the stipulated amount of \$3,500.00, representing 22.2 hours of work at an average rate of \$157.66 per hour, reasonable. Therefore, the Court awards Plaintiff \$3,500.00 in attorney fees pursuant to the EAJA. This award shall satisfy all of Plaintiff's claims for fees and expenses under 28 U.S.C. § 2412. On the basis of the parties' Stipulation, the award shall be mailed to Plaintiff's attorney, Diane R. Newman.

IT IS SO ORDERED.

s/ Nancy A. Vecchiarelli
U.S. Magistrate Judge

Date: September 8, 2010